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August 19, 2003

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PATENT TRADEMARK OFFICE

Honorable Commissioner of  
Patents and Trademarks  
Washington, DC 20231

Re: U.S. Patent Application  
Appl. No. 09/787,668; Filed: June 8, 2001  
For: Process For Producing Middle Distillates And  
Middle Distillates Produced By That Process  
Inventor(s): De Haan et al.  
Our Ref: 0264-0001

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Transmittal Letter to the USPTO;
2. Petition for 1 Month Extension of Time;
3. Check in the amount of \$110.00 (to cover a one month extension);
4. Response to Restriction Requirement; and
5. (1) Postcard.

The Commissioner is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 50-0622.

Respectfully submitted,

SHANKS & HERBERT

By: 

Christopher E. Aniedobe  
Reg. No. 48,293

Encl.

**San Diego**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: DE HAAN, et al.

Art Unit: 1764

Serial No.: 09/787,668

Examiner: Tam M. Nguyen

Filed: March 21, 2001

Atty. Docket: 0264-0001

For: Process for Producing Middle Distillates  
And Middle Distillates Produced By That  
Process

### RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated **July 2, 2003**, requesting an election of claims in the above-referenced patent application, Applicants hereby provisionally elect to prosecute the claims of **Group I**, without traverse.

This election is made without prejudice to or disclaimer of the other claims or inventions disclosed. Applicants reserve the right to file one or more divisional applications to the non-elected groups. Accordingly, reconsideration and withdrawal of the Restriction Requirement, and consideration and allowance of all pending claims, are respectfully requested.

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. §1.136(a), and any fees required therefor are hereby authorized to be charged to Deposit Account No. 50-0622.

Response to Restriction Requirement  
Attorney Docket No. 0264-0001  
Application No. 09/787,668

Respectfully submitted,

SHANKS & HERBERT

A handwritten signature in black ink, appearing to read 'Aniedobe', written over a horizontal line.

By: Christopher E. Aniedobe  
Reg. No. 48,293

Date: August 19, 2003

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